

LAST EDITION. A TIP. If you want to do business, advertise in the Herald. It gets results.

Of it happens in the Herald.

RUMORS WERE PURE FICTION

Burrows Was Not Outvoted in Senate Committee.

QUORUM WAS NOT PRESENT

SUB-COMMITTEE WILL LIKELY VISIT UTAH.

(Special to The Herald.) WASHINGTON, Feb. 22.—During the past few days reports have been current that last Saturday's meeting of the privileges and elections committee was not as harmonious as printed accounts of the proceedings would indicate.

In response to an inquiry as to the correctness of these rumors and reports, a member of the committee who attended Saturday's meeting said today: "These reports are entirely unfounded. There was no quorum of the committee present at Saturday's meeting. The members of the committee who attended were Burrows, Pettus, Hopkins, Dillingham and Overman. In addition to these, McCormack came in for a few minutes before the meeting ended. A vote was taken on any proposition, either to postpone the report or reopen the case. In fact, no vote was needed on the last-named proposition for the case has not been closed and consequently could not be reopened. There was some informal discussion as to making a report on the case, and several senators expressed the opinion that the report should be made at once, but did not indicate that the report should be or whether it should be for or against Smoot. There was some talk also in reference to the opinion of Mr. Carlisle to file a brief, but there was nothing definite decided in reference to it. In fact, the entire proceeding could be summed up in this statement, that the committee did nothing."

Polygamy Not Charged.

The member of the committee from whom this information was obtained was also questioned concerning the report that Chairman Burrows had received an offer of testimony from A. L. Morris which would fasten the crime of polygamy on Smoot and said in response that so far as the members of the committee were informed no charge of polygamy against Smoot personally had been given credence. There is much speculation as to the future procedure of the committee in dealing with the Smoot case, and the general consensus of opinion seems to be that a sub-committee will visit Utah during the coming summer for the purpose of obtaining further testimony.

REQUISITION FOR THE SLAYERS OF MIDDAGH

(Special to The Herald.) Cheyenne, Wyo., Feb. 22.—Governor Brooks today issued a requisition on the governor of Utah for Dave Fraughton and A. L. Carlisle, well known to the public for the murder of J. O. Middagh, cashier of the Cody National bank, during the trial of which he was last November, Sheriff Fenwick of Big Horn county left for Salt Lake with the papers tonight. Fraughton and Carlisle also wanted in this state for holding up the Jensen saloon at Fort Steele last month and murdering a Mexican named Valdez.

DO NOT ASSUME TO SPEAK FOR ROOSEVELT

Washington, Feb. 22.—Senator Elkins, chairman of the committee on interstate commerce, desires to correct a report of what occurred in the executive session of the committee yesterday, especially in reference to what he was quoted as saying regarding the position of the president. He told the committee that the announcement had been made at the White House that the president expected the railroad rate bill could not be acted upon at this session, but he did not assume to speak for the president on any matter connected with legislation or say the president was not satisfied with the bill passed by the house.

WANTED THE TRUTH.

Redmond Created a Commotion in the House of Commons.

London, Feb. 22.—A lively scene at question time in the house of commons today arose from the affair of Sir Antony MacDonnell, under secretary to the lord lieutenant of Ireland. The nationalists were heckling Premier Balfour and Mr. Wyndham, chief secretary for Ireland, in an effort to extract further information as to how far Mr. Wyndham was involved in what he has termed the under secretary's "indefensible" course connected with the revolution scheme, when John Redmond, the Irish leader, turning to Mr. Wyndham, shouted:

"You might as well tell the truth at once. Mr. Balfour immediately raised a point of order, the speaker ruled that the remark was 'repetitive,' and Mr. Redmond promptly apologized and explained that he had not meant to imply that untruths had been told, but that the whole truth had not been told, and that he did not want to be obliged to drag it out piece-meal."

Mr. Redmond ultimately secured an adjournment of the house to call attention to Sir Antony MacDonnell's position.

ENTERS INTO MATRIMONY

George White, Former Resident of Salt Lake, Marries at Portland, Ore.

George White, a former well known resident of Salt Lake, was married yesterday to Miss Henrietta Diana Fisher of Portland, Ore., in St. Stephen's Episcopal church in that city. They are now on a bridal tour to this city.

The bridegroom was employed for a couple of years as a reporter on the Tribune. He left Salt Lake two years ago and went to Portland where he is on the staff of the Oregonian.

RATIFIED FROM THE OPERATION

Dr. William R. Harper Under the Surgeon's Knife.

AFFLICTED WITH CANCER

LITTLE CHANCE FOR PERMANENT RECOVERY.

CHICAGO, Feb. 22.—While at the University of Chicago, hundreds of students were assembled to participate in prayers for his recovery, Dr. William R. Harper, president of the institution, this afternoon underwent a serious surgical operation in the Presbyterian hospital. For nearly two years Dr. Harper has been afflicted with severe pains in the abdomen, and about three weeks ago underwent an operation for appendicitis. This did not result in permanent improvement, and he was finally compelled to undergo a more extensive examination by his physicians, that a second operation was necessary.



Dr. William R. Harper.

It was generally thought by the physicians that it would reveal a cancerous condition of the intestines near the head of the colon. This diagnosis was confirmed by the operation this afternoon.

Operation a Success.

The operation from a surgical standpoint was a success. The patient rallied splendidly from the shock, and is tonight in a condition that gives every promise of an early recovery from the effects of the operation. The ultimate result of Dr. Harper's case is a matter which the physicians decline to comment themselves but merely express "the hope that the disease may be checked."

It was found that Dr. Harper was afflicted with carcinoma of the posterior end of the colon, and the disease had progressed so far that it was found impossible to remove all of the diseased tissue.

Diagnosis Was Correct.

After the conclusion of the operation Dr. Senn of Chicago, who was one of the attending physicians, made the direct declaration that Dr. Harper was afflicted with cancer, while a bulletin issued by Dr. Billings said that Drs. McBurney and Bevan were of the opinion that the trouble was cancer. Dr. Billings himself would express no opinion.

Late tonight Dr. Harper had fallen into a comfortable sleep and was in excellent condition so far as the immediate result of the operation was concerned. No apprehension was expressed as to his rapid recovery from the operation, and the physicians have decided by the physicians that it would be necessary to continue for some time the medical and X-ray treatment.

Tissue Not All Removed.

Dr. Harper was under the influence of the anesthetic when the operation was performed, but although the operation itself did not consume over twenty-five minutes, a careful examination of the tissue removed was made, and it was concluded that, although all of the diseased tissue had not been removed, the operation was continued by the operation further, the operation was performed by Dr. McBurney, and Healy, and Billings.

Physicians' Bulletin.

"The operation was performed by Dr. McBurney and completed at 3:30 o'clock. A condensing bulb, and the posterior wall of the head of the colon and enlargement of the glands of the mesentery was found. The entire removal of the diseased tissue was deemed impossible by the surgeons and the wound was closed. It was the opinion of the attending physicians that the disease is carcinoma. It has been decided that President Harper shall be placed upon medical and X-ray treatment, with the reasonable hope that the disease may be checked. It is anticipated that Dr. Harper will make a speedy convalescence."

A late bulletin was promised by Drs. Billings and Bevan at 8:15, but at 10 o'clock it had not been issued, and there was no indication of the time when it would be forthcoming. However this did not indicate any change in the condition of the patient.

Midnight Bulletin.

Shortly after midnight Dr. Billings issued the following bulletin: "At 11:30 o'clock Dr. Harper is resting easily. His pulse is 72, his respirations are normal. His breathing is natural. (Signed) 'DR. FRANK BILLINGS.'"

Dr. Billings said that after coming out of the anesthetic, Dr. Harper had been sleeping easily. The operation had been successful, he said, and apparently the patient will have a speedy convalescence.

GUilty OF MANSLAUGHTER.

Boise, Ida., Feb. 22.—At 1:30 this morning the jury returned a verdict of manslaughter in the case of Jennie Daly. She is the widow of Charles Daly, for whose murder William Henry Hicks-Brown was convicted last week by her own confession was privy to her husband's killing, and rented a pistol with which to do the shooting.

QUESTIONS FOR MR. HITCHCOCK

Text of Two Resolutions Introduced in the House.

OIL LEASE STILL BOTHERS

ACTIONS SPEAK LOUDER THAN WORDS.

WASHINGTON, Feb. 22.—Another chapter in the Osage oil lease incident developed today when Representative Stevens of Texas introduced two resolutions in the house which inquire of the secretary of the interior regarding the Foster lease of the oil and gas lands belonging to the Osage Indians. One resolution calls on the secretary to furnish the house with a copy of the Foster lease and all sub-leases under that parent lease, giving the dates of the approval or rejection and all correspondence on the subject. The other resolution asks under what act of congress the Foster lease was made and under what authority of law the sub-leases were approved. The secretary is asked whether he did not ratify the sub-leases to the Alameda company and whether this was not the first sub-lease so ratified, and whether he had not previously refused to ratify such sub-leases.

Relative to the Company.

The resolution asks not only for the date of the ratification of the Alameda sub-lease, but also calls for a list of the owners of the stockholders of the Alameda company, with information as to whether any of these persons are "personally known or in any way related to him (the secretary) and, so, the name of such person and how related."

The resolution directs the secretary to say whether he did or not on Feb. 15 last, in a letter addressed to the chairman of the committee on Indian Affairs, write that there is no necessity for the proposed legislation in order to protect the existing rights of the Osage Indians, as the secretary said Foster lease and it is not deemed advisable, nor, indeed, would it be just, to renew and extend the said lease for periods of ten years or any other period, without the knowledge and consent of the Indians."

Pointed Question.

"The resolution continues: 'And this letter, please state to this house what information you have since received that has caused you to recommend the adoption of the amendment to the Indian appropriation bill extending said lease for ten years on 680,000 acres of land in the Indian territory, and securing the consent of said Indians.'"

The statement is cited in which Secretary Hitchcock is cited in which he said that "the original Foster lease was an unheard of monopoly and nothing short of a public scandal," and the bureau are now working on this part of the report at the present session. There are reasons why all the information obtained should not be made public at this time, but it is possible that some of the reports submitted to him by the commissioner of corporations shall be made public in their entirety.

In directing that the operations of the bureau be investigated by a special federal grand jury Attorney General Moody has acted upon facts developed by an investigation conducted by Commissioner Garfield. This information was presented by the department of justice to the president of the United States. It is not desired by officials of the government to publish at this time the concrete results of the inquiry, because by so doing the hand of the government in any prosecution of the operators in the trust would be disclosed, in a measure, at least.

Commissioner Garfield and a corps of clerks in his bureau are at work today on the report, notwithstanding the fact that the department is closely guarded, and every effort is being made to expedite this report, not only in order to lay the report before the president, but also to leave the way clear for his inquiry into the operations of the oil trust. The latter inquiry will be begun actively next week. Commissioner Garfield now being engaged in preparing his plans for it and outlining the work to be done.

TRIAL OF BOODLER KRATZ

Thomas K. Niedringhaus Summoned as a Witness by the Defense.

Buller, Mo., Feb. 22.—Shortly after noon today, where he is on trial on the charge of receiving a bribe while a member of the St. Louis municipal assembly, Charles Kratz, indicted on a charge of bribery, was brought to the city for trial. He was accompanied by his attorney, Thomas K. Niedringhaus, who is summoned as a witness by the defense.

The trial was delayed for more than half-hour before Kratz again entered the courtroom. He was looking pale and trembled noticeably as he walked to his seat.

T. Gutke, a former member of the St. Louis house of delegates, testified that he went with Kratz to the office of Philip Stock and that the latter asked him to sign a bill in the name of the house, but that he (Gutke) said he could not, as there was a committee on the bill in the house and that he could not act for all of them without consulting them.

On the request of Attorney Faust LeRoy, counsel for the defense, an attachment was issued today for Thomas K. Niedringhaus to attend as a witness.

BRYAN ADDRESSES KANSAS DEMOCRATS

Topeka, Kan., Feb. 22.—W. J. Bryan today addressed the Kansas Democrats on the occasion of a banquet given by the Democratic party in that city. He was one of the most elaborate orators of the kind ever given in Los Angeles.

Plates were laid for 450 guests. Here before the president of the government, "George Washington," C. O. Whittemore of Salt Lake, general counsel of the Salt Lake railroad, "Salt Lake and City by the Sea" and Edwin H. Hart of Berkeley, California.

There were a number of prominent residents of Salt Lake present, having come through on a train over the new Salt Lake railroad, arriving here this morning. Among them were L. H. Farnsworth, P. S. Harris and former Governor Wells of Utah. The hall was beautifully decorated with flowers, palms and the national colors.

BANQUET AT LOS ANGELES

C. O. Whittemore, Fisher Harris and ex-Governor Wells Among the Guests.

Los Angeles, Feb. 22.—Washington's birthday was celebrated at the sixteenth annual banquet of the Los Angeles chamber of commerce tonight at Turner hall, which was one of the most elaborate functions of the kind ever given in Los Angeles.



SUBPOENAS ARE BEING SERVED

Deputy Marshals Active at the Packing Centers.

MOODY MEANS BUSINESS

GARFIELD'S REPORT IS ALMOST READY.

Chicago, Feb. 22.—Work toward possible indictments of leaders of the great packing interests kept the offices of the United States attorney in Chicago busy today, in spite of the holiday. Deputy marshals were busy serving subpoenas on witnesses who would not be found yesterday, mostly clerks and department managers.

EVIDENCE COLLECTED.

Government Feels That Prosecution Is Justified.

Washington, Feb. 22.—Commissioner Garfield of the bureau of corporations has not yet completed his report of the investigation of the beef trust. Five important chapters of the report practically have been finished, but the detailed figures for the remainder have not been obtained. Inspectors of the bureau are now working on this part of the report, and it is expected that the information will be in the hands of Commissioner Garfield next week.

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KILLED HIMSELF.

San Francisco, Feb. 22.—Ira Bishop, formerly a millionaire steel man, who had lived here for many years, was found dead in Golden Gate park today under circumstances indicating suicide. He was over 60 years of age and had been very despondent on account of financial reverses.

CARRINGTON TRIED BY CIVIL COURT

Army Officer Sentenced to Prison For 40 Years in the Philippines Has Good Excuse to Appeal Under the Law.

WASHINGTON, Feb. 22.—Major General Corbin, commanding the Philippine division, cables the war department today a confirmation of the press report of the conviction of Major Carrington at Manila, and stating that the sentence was for forty years. General Corbin says:

"Major Carrington, convicted by the court of first instance of all counts against him, was sentenced to forty years in the Bilibid prison. Appealed to supreme court."

As the convicted officer is now in his fiftieth year this action of the court practically amounts to the imposition of a life sentence. The result was obtained by the application of the Spanish law permitting cumulative charges, which is not common in our own civil or military law.

Major Carrington's conviction raises some exceedingly interesting legal questions. One of these, upon which it is possible his case may be carried to the supreme court of the United States, is the constitutional question of the right of a civil court in the Philippines to separate a United States military officer from his governmental service on account of an overt act alleged to have been committed by him in the discharge of his duty, to his own government, and to the neutral rights of a citizen to try an American citizen is also involved. Meanwhile, the army itself does not know what to do in Carrington's case, as it is a problem how he can be separated from the military service, not having been convicted by a court of law, and as the law requires as a condition precedent, or being a deserter. It has been suggested that this may be done by nominating and confirming his successor as a major in the United States army, but present indications are that no action will be taken by the military authorities in that direction pending the disposition of Carrington's appeal to the higher courts.

WEBER FOUND GUILTY OF MURDER

Jury Out 15 Hours Deliberating on the Case of the Young California Fiend Who Killed Father, Mother, Sister and Brother.

ADOLPH WEBER, who is only 20 years old, was today convicted of murder in the first degree, for the killing of his mother. The jury was out fifteen hours.

Adolph arrived at the fire before it was extinguished and threw into the flames a bundle to contain his bloodstained trousers which a few minutes before he had exchanged for a new pair. This and other circumstantial evidence led to his arrest. He is the sole heir to the estate, which is quite valuable. Eminent counsel were engaged in his defense while the attorney general of the state conducted the prosecution. The trial occupied twenty-eight days, during which the prisoner maintained his composure to a remarkable degree.

PORTO RICANS WILL BE BROUGHT OVER TO TAKE PART IN INAUGURAL PARADE

Washington, Feb. 22.—The Porto Rican battalion of infantry, which has been ordered to take part in the inaugural ceremonies, will make the trip from San Juan to this city and back on the steamer Arcadia, which has been chartered by the war department for that purpose. The battalion will number 225 men, and will be quartered on the steamer during their stay in this city.

The plan of having two warships in this harbor inaugurated day has been abandoned and the auxiliary cruiser Prairie will be the naval vessel to be sent here on that occasion. Owing to her great draft the Prairie will anchor off Alexandria. She was formerly a trans-Atlantic liner, and has a displacement of nearly 7,000 tons.

BUNCO MEN ROUNDED UP BY RENO POLICE

Reno, Nev., Feb. 22.—Chief of Police Leeper and his officers this afternoon unearthed an organized band of bunco men. Several arrests have already been made and more will follow. The men in custody have given assumed names and are thought to be from California. They were arrested in Reno, Nev., Feb. 22.—It was ascertained today that the 150 hand grenades charged with dynamite and with systems attached which were discovered in the laundry under the floor of the rooms of a house in front of the police station which health officers were disinfecting the day before, were made in the revolution and his entry into Lima in 1875.

DYNAMITE PLOT.

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MAKES EXCUSES FOR THE RUSSIAN

Forecast of Report of the North Sea Commission.

BRITISH ARE INDIGNANT

BITTER COMMENT IN THE LONDON PAPERS.

PARIS, Feb. 22.—A semi-official statement appeared tonight relative to the work of the international commission which has been considering the North sea incident. It is as follows:

"The Hull commission met this morning at the invitation of the foreign affairs and again this afternoon in order to proceed to a final examination of the report recapitulating its conclusions. The report is rather long, comprising about ten large pages. The principal author is Admiral von Spaun (Austrian), but all the members of the commission have taken part in drawing it up. The commission gives no opinion on the question of the presence or absence of Japanese torpedo boats in the North sea, declaring merely that the Russian admiral quite legitimately believed that his squadron was endeavoring to attack the Russian fleet under the circumstances to act as he did. The commission's verdict is that the Russian government's engagement to indemnify the victims of the deplorable incident is liable to modifications at the instance of one or other of the governments, the commission's decision being without appeal, but the commissioners do not wish the powers interested to simply learn through the press of the result of their deliberations. They are holding in this preliminary communication, or report, except an act of deference."

The public sitting for the reading of the conclusions will probably be held on Saturday. Members of the commission who were seen tonight refused to either confirm or deny the statement, but officials having favorable opportunities to judge of the results of the inquiry consider the statement to be substantially correct.

BRITISH DISAPPOINTED.

London Newspapers Swell the Chorus of Indignation.

London, Feb. 22.—A strong chord of indignation has been struck in the London newspapers this morning over the semi-official statement relative to the decision of the North sea commission. The question of the Russian fleet's presence in the North sea is still hoped that the publication of the full text of the commission's report may modify the impression produced by the preliminary communication, which is one of intense disappointment.

The Daily Mail goes so far as to declare it has dealt a death blow to arbitration. Some of the newspapers blame the government strongly for ever consenting to subject such a matter to arbitration, while some of the government papers are equally indignant in the fact that the country by doing so avoided war with Russia. No question is raised as to the Russian fleet's presence, and Great Britain's share of the heavy costs will be cheerfully paid, but it is considered that the decision of the commission is a neutral right on the sea in a deplorably unsatisfactory state, and creates a dangerous precedent.

The Morning Post says: "A new dogma of international law is thus established, under which the commander of a belligerent fleet may attack and destroy neutral unarmed vessels without any other plea than that he conceived his ships might be in danger. This is a new dogma, and it is conceivable that we can only hope the official report will give a different reading."

before parliament rose last night, replying to the question whether any precaution to protect the fishing fleet on the Dogger bank during the war could be taken. A Russian squadron had been taken. Premier Balfour said that his majesty's government placed implicit reliance on Russian assurances that the Russian fleet would be kept out of the North sea, and that the whole Russian fleet with this object in view.

PEABODY'S ATTORNEY MAD

Claims He Was Wrongfully Accused by Legislative Committee.

DENVER, Feb. 22.—At an open session of the legislative committee having in charge the Peabody-Adams gubernatorial contest, Mr. Peabody, a lawyer at large, appeared today and in an impassioned address, in which he declared that he had been wrongfully accused by the committee.

Representative Healy interrupted Mr. Peabody to deny that Chairman Griffith had made any such charge against him, and Brown replied that Griffith had been quoted as accusing him, but it was stated, and he (Brown) would hold him accountable until a disclaimer was made.

Chairman Griffith responded that he was not responsible for statements appearing in the press, and he wanted no controversy with Brown.

Yes, but I have a controversy with you, retorted Brown.

Brown then explained that he did ask the privilege of examining certain depositions in the Peabody-Adams gubernatorial contest, and Chairman Griffith and Secretary Vinson of the committee made statements in which they declared that certain depositions taken by the contesting parties for the purpose of eliminating statements detrimental to the chairman and spoke their displeasure to Mr. Brown, who is reported to have been accused unwarrantedly.

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NEGRO CONFERENCE.

Tuskegee, Ala., Feb. 22.—The fourteenth annual session of the Tuskegee negro conference began here today and was attended by a large number of representative negroes from South Carolina to Texas. President Booker T. Washington is in attendance, and the progress of the race since the Civil war.

STREET CAR MEN ARE HELD UP

Robbers Appropriate Ten Dollars of Company's Money.

ONE A BEARDLESS YOUTH

FIRST CRIME OF KIND SINCE SHOCKLEY MURDER.

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